

IN ACTIVE AS  
OF 6/16/08 PR

S002776

2005, 2006, 2007

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE FORM

Owner(s) of Record:

BOLE DRIED FRUIT & NUT COMPANY

The Wildlands Conservancy

430533

EWRI/MS/BR

JUL 17 2008

Notifying the Division of Water Rights of ownership or address changes is the responsibility of the claimant

Please Complete and Return This Form by JULY 1, 2008

Primary Contact:

HEIDI FRON

39611 OAK GLEN RD #12

YUCAIPA, CA 92399

Agent:

Address:

Phone No. 909-797-8507

Phone No.

Fax No.

Fax No.

E-mail Address:

E-mail Address:

Source Name: BURLEYFIELD #3 SPRING

Tributary To:

County: Kern

Diversion within: NE 1/4 of SW 1/4 Section 13, T 10 N, R 22 W, SBB&M

Year of First Use: 1880

Name of Diversion works:

Assessor Parcel Number of the Diversion site:

A. **Water is Used Under:** Riparian claim ☐ Pre-1914 claim ☒ Court Decree No.: ☐ Other (explain): ☐

B. **Year of First Use:** (Please provide if missing in the Division of Rights database (ewrims)) ☐

C. **Rate of Diversion:** The rate of diversion of water for each month used and entered in the table below is shown in units of:  
Gallons per minute (gpm) ☐ Gallons per day (gpd) ☐ Cubic feet per second (cfs) ☐

Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Average Rate
2005	X	X	X	X	X	X	X	X	X	X	X	X	
2006	X	X	X	X	X	X	X	X	X	X	X	X	
2007	X	X	X	X	X	X	X	X	X	X	X	X	

D. **Quantity of Water Used:** The quantity of water used each month and entered in the table below is shown in units of:  
Gallons ☐ Million Gallons (MG) ☐ Acre-feet (AF) ☐

Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Total Annual
2005	X	X	X	X	X	X	X	X	X	X	X	X	
2006	X	X	X	X	X	X	X	X	X	X	X	X	
2007	X	X	X	X	X	X	X	X	X	X	X	X	

E. **Purpose of Use** - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation ☐ acres; Stockwatering ☒ # NATURALS-0-; Domestic ☐;  
Other (specify) Nature preserve, wildlife habitat, public visitation, outdoor education  
Parcel Number(s) of Place of Use: 240-150-17 (329.12 acres)

F. **Changes in Method of Diversion** - Describe any changes in your project since your previous statement was filed.  
(New pump, enlarged diversion dam, location of diversion, etc.)  
NO CHANGES

G. Please answer only those questions below which are applicable to your project.

1. Conservation of water

a. Are you now employing water conservation efforts? YES ☒ NO ☐  
Describe any water conservation efforts you have initiated: NO MANMADE USES; NATURAL USES ONLY; no consumption by cattle

b. If you are claiming credit for water conservation under section 1011 of the Water Code for your claimed pre-1914 appropriative right, please show the amount of water conserved:

Reduction in Diversions:  
Year 1988 (AF/MG) Year 1996 (AF/MG) Year 2008 (AF/MG)  
35 head of cattle no cattle from '96 through '08

Reduction in consumptive use:

Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)

I have data to support the above surface water use reductions due to conservation efforts. YES \_\_\_\_\_ NO X

*water quantities  
unknown*

2. Water quality and wastewater reclamation

- a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES \_\_\_\_\_ NO X
- b. If you are claiming credit due to the substitution of reclaimed water, desalinated water or polluted water in lieu of a claimed pre-1914 appropriative right under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of substitute water supply used:

Amount of reduced diversion:

Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)

State the type of substitute water supply: \_\_\_\_\_

Amount of substitute water supply used:

Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)

I have data to support the above surface water use reductions due to the use of a substitute water supply. YES \_\_\_\_\_ NO \_\_\_\_\_

3. Conjunctive use of surface water and groundwater

- a. Are you now using groundwater in lieu of surface water? YES \_\_\_\_\_ NO X
- b. If you are claiming credit due to the substitution of groundwater for a claimed pre-1914 appropriative right under section 1011.5 of the Water Code, please show the amounts of groundwater used:

Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)

I have data to support the above surface water use reductions due to the use of groundwater. YES \_\_\_\_\_ NO \_\_\_\_\_

I understand that it may be necessary to document the water savings claimed in "F" above if credit under Water Code sections 1010 and 1011 is sought in the future.

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: June 30, 2008 at Oak Glen, California

SIGNATURE: Heidi Fron

PRINTED NAME: Heidi (first name) Fron (last name)

COMPANY NAME: The Wildlands Conservancy

ITEM \_\_\_\_\_ If there is insufficient space for your answers, please use the space provided below or add an attachment sheet.  
CONTINUATION

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA  
There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, water previously stored by others, return flows from use of groundwater, or other "foreign" water to the natural stream system.

An appropriative right is required for use of water on non-riparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. After the formation of the California Water Commission back on December 19, 1914, new appropriators have been required to obtain a permit and license from the State. Appropriative rights can be granted to waters "foreign" to the natural stream system.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.

52776

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## Detail Report

**PROPERTY DETAIL**

Kern, CA JIM FITCH, ASSESSOR

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Parcel# (APN): 240-150-14-00 Use Description:  
Parcel Status: ACTIVE  
Owner Name: WILDLANDS CONSERVANCY INC  
Mailing Addr: 39611 OAK GLEN RD #12 YUCAIPA CA 92399  
Situs Addr:  
Legal Description: S 13 T 10 R 22 \*PMW 1140 PAR 17 EXCL OF

**ASSESSMENT**

Total Value:	\$30,757	Use Code:	4400	Zoning:
Land Value:	\$2,080	Tax Rate Area:	134002	
Impr Value:	\$28,677	Year Assd:	2004	Impr Type:
Other Value:		Property Tax:		Price/Sqft:
% Improved:	93%	Delinquent Yr:		
Exempt Amt.:		Exempt Codes:	N	

**SALE HISTORY**

	<u>Sale1</u>	<u>Sale2</u>	<u>Sale 3</u>	<u>Transfer</u>
Recording Date:	07/19/1996			07/19/1996
Recorded Doc:	196091605			196091605
Rec. Doc Type:				
Transfer Amount:	\$12,471,300			
Seller (Grantor):	DALE POE DEVELOPMENT COR			
1st Trs Dd Amt:		Code 1:	2nd Trs Dd Amt:	Code 2:

**PROPERTY CHARACTERISTICS**

Lot Acres:	54.100	Year Built:	Fireplace:
Lot SqFt:	2,356,597	Effective Yr:	A/C:
Bldg/Liv Area:			Heating:
Units:		Total Rooms:	Pool:
Buildings:	1	Bedrooms:	Flooring:
Stories:		Baths (Full):	Park Type:
Style:		Baths (Half):	Spaces:
Construct:		Bsmt SqFt:	Site Influence:
Quality:		Garage SqFt:	
Building Class:	D		Timber Preserve:
Condition:	AVERAGE		Ag Preserve:
Other:			
Other Rooms:			

\*\*\*The information provided here is deemed reliable, but is not guaranteed.

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<b>Property Search</b>					

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Click on the APN to view a detailed report or click the Map Link to view a parcel map.

**SELECTED COUNTY: Kern, CA**

APN	Owner Name	Situs Address	Map Link
<a href="#">240-150-01-00</a>	WILDLANDS CONSERVANCY INC		<a href="#">Map</a>
<a href="#">240-150-02</a>	WILDLANDS CONSERVANCY INC		<a href="#">Map</a>
<a href="#">240-150-05-00</a>	WILDLANDS CONSERVANCY INC		<a href="#">Map</a>
<a href="#">240-150-06-00</a>	WILDLANDS CONSERVANCY INC		<a href="#">Map</a>
<a href="#">240-150-07-00</a>	TENNECO WEST INC		<a href="#">Map</a>
<a href="#">240-150-14-00</a>	WILDLANDS CONSERVANCY INC		<a href="#">Map</a>
<a href="#">240-150-17-00</a>	WILDLANDS CONSERVANCY INC		<a href="#">Map</a>
<a href="#">240-150-19</a>	WILDLANDS CONSERVANCY INC		<a href="#">Map</a>
<a href="#">240-150-21-00</a>	WILDLANDS CONSERVANCY INC		<a href="#">Map</a>
<a href="#">240-150-24-00</a>	TAKAHASHI ALEX/VALLEY ENERGY INC		<a href="#">Map</a>

\*\*\*The information provided here is deemed reliable, but is not guaranteed.

240-150

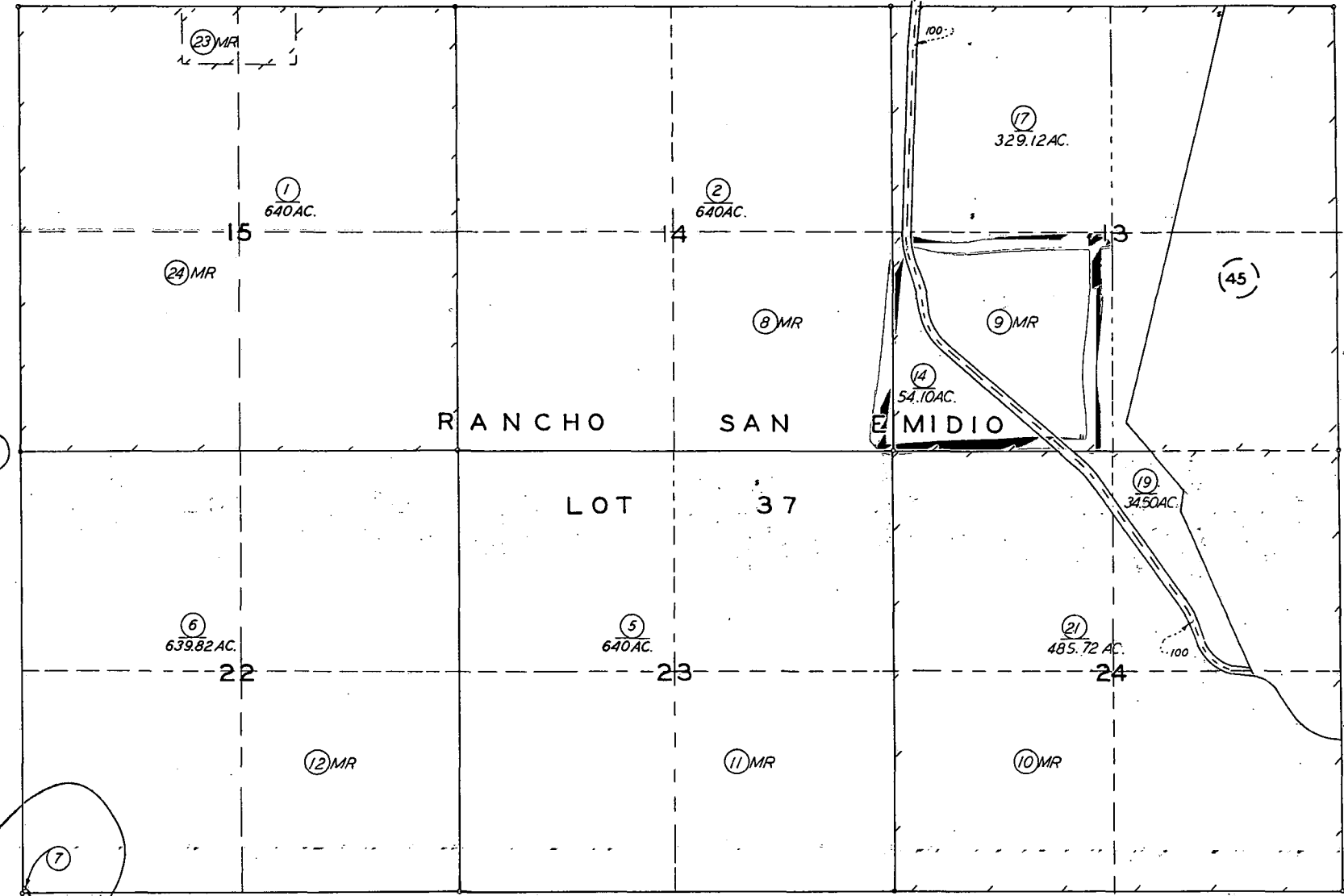
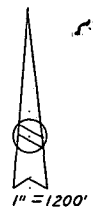
T. 10 N. R. 22 W.

SCHOOL DIST. 134-2

240-15

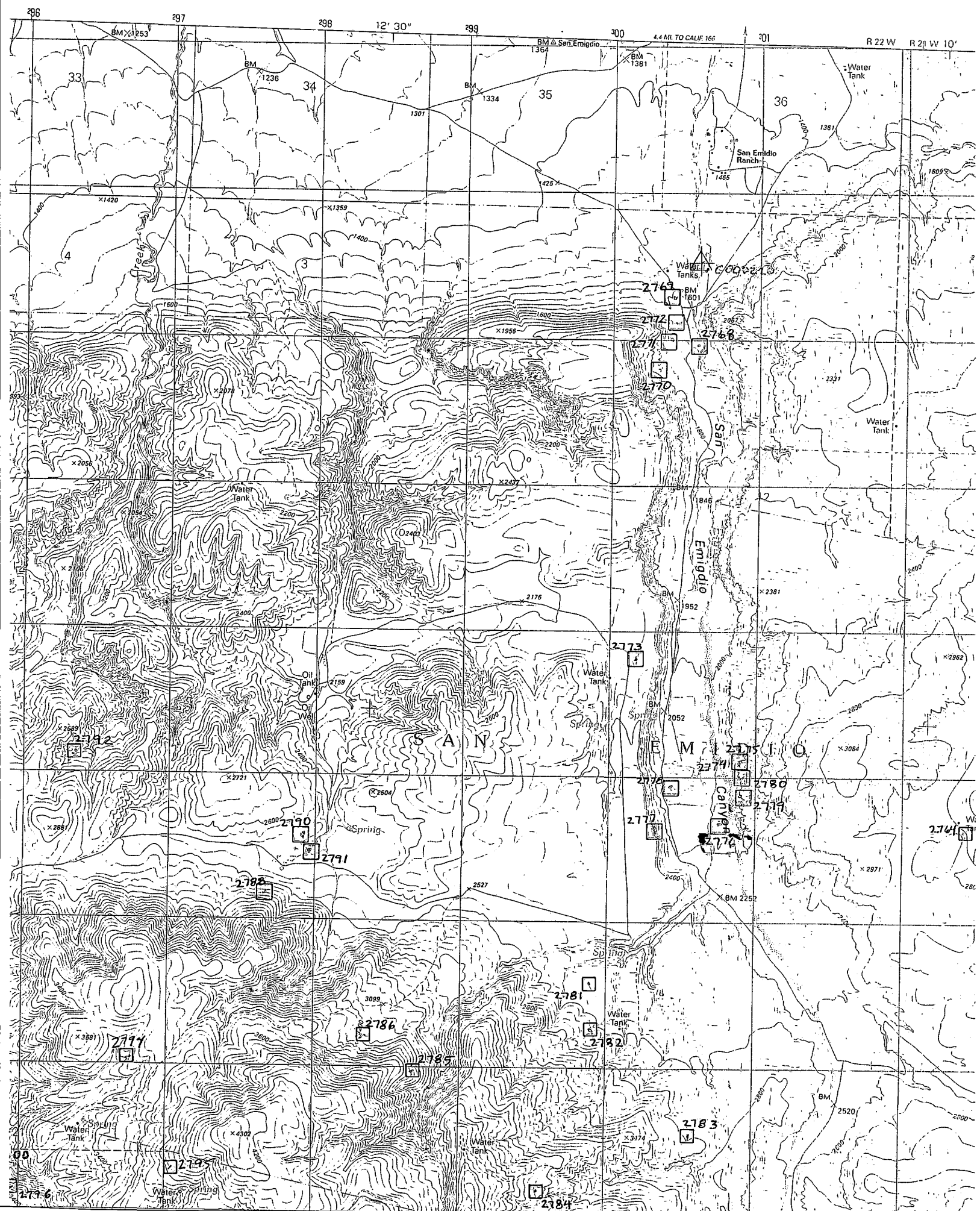
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SEE PG. 46 FOR ROAD APN



Note: This map is for assessment purposes only. It is not to be construed as portraying legal ownership or divisions of land for purposes of zoning or subdivision law.

ASSESSORS MAP NO. 240-15  
COUNTY OF KERN



LINK INFO						Today's Date: 05/05/2005	
General Query	Application	Applicant-Nameline	Source - Tributary	Source - Pod	Water Use		
	Term	Decision	Extension	FERC	Irrigation		

**WRAPP**  
**Applicant And Nameline** Appl Id

**NAMELINK**  
Record Delete ☐ Yes ☒ No Record Delete Reason   
  
Name Type ☒ Owner ☐ Agent Appl Id   
Mail Code ☒ Mail List ☐ Void  
Primary Owner ☒ Yes ☐ No Name Id   
Primary Owner ☐ C.C. ☐ No ☒ Unknown  
  
Record Create Date   
Record Create User Id   
Record Update Date   
Record Update User Id

**NAMEINFO**  
Record Delete ☐ Yes ☒ No Record Delete Reason   
  
Salutation  Name Id   
Last Name   
Middle Name   
First Name   
Company   
Dept   
Street   
Pobox   
City   
State  Zip   
Areacode  Phone   
Etal  Xref Name Id

Record Create Date   
Record Create User Id   
Record Update Date   
Record Update User Id



SOUR POD					
General Query	Application	Applicant-Name/Link	Source - Tributary	Source - Pod	Water Use
	Term	Decision	Extension	FERC	Irrigation

WRAPP

Appl Id

WRSOUR

Appl Id  Source Seq  Source Id

Source Name

Stream Code

Source Max Dd

Source Max Storage

Source Unit

Record Delete ☒ No ☐ Yes

Record Delete Reason

WRPOD

Appl Id

Zone

Pod Id

Lot Number

Lot Sixteenth

Lot Quarter

Section Classifier

Section Number

Township Number

Township Direction

Range Number

Range Direction

Base Meridian

North Coord

East Coord

County

Diversion Code

Diversion Type

Well Number

Quad Map Number

Quad Map Name

Quad Map Min Ser

Latitude

Longitude

Direct Div Amount

Rod Unit

Direct Div Ac Ft

Amount Storage

Pod Code

Parcel Number

Well Owner Desig

Record Delete ☒ No ☐ Yes

Record Delete Reason

Record Update Date

Record Update User Id

Record Create Date

Record Create User Id

Record Update Date

Record Update User Id

Record Create Date

Record Create User Id

STATE OF CALIFORNIA  
STATE WATER RESOURCES CONTROL BOARD  
Division of Water Rights

P.O. BOX 2000 SACRAMENTO, CA 95810  
901 P ST. SACRAMENTO, CA  
(916) 322-4503

(916) 324-5741  
SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

DIVERTER OF RECORD:

STATEMENT NO: 002776

TENNECO WEST, INC.  
P O BOX 9330  
BAKERSFIELD, CALIF 93389

TELEPHONE NUMBER:  
(805) 835-6030

IF NAME/ADDRESS/PHONE NO. IS WRONG OR MISSING, PLEASE CORRECT.

SOURCE: BURLEYFIELD #3 SPRING

TRIBUTARY TO: SAN EMIGDIO CREEK

COUNTY: KERN

DIVERSION

WITHIN: NE1/4 OF SW1/4 SECTION 13, T10N, R22W, S08&M.

INSTRUCTIONS: Please complete Items A, B and C. Item D should be completed if you replaced all or part of your regular water supply with reclaimed or polluted water. Return one copy of this form by July 1, 1985. (Additional information on reverse side of this form.)

A. Amount of Use - Fill in the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts ☐ Gallons  
below are: ☐ Acre-feet  
☐ \_\_\_\_\_ (other)

	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Total Annual
1982	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	
1983	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	
1984	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	

B. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation \_\_\_\_\_

Stockwatering 35 h/oby

Domestic \_\_\_\_\_

Other (specify) \_\_\_\_\_

C. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

*Qued-Engle Rest Peak*  
0-13

D. If part of the water listed in Part A consists of reclaimed or polluted water please indicate the annual amounts of reclaimed or polluted water in the space below